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June 2, 2004

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: IB Docket 04-4

Dear Ms. Dortch:

On June 2, 2004 William Adler (by phone) and I met with Daniel Harrold, Neil Dellar and David Horowitz of the Office of General Counsel and addressed matters set forth in the enclosed outline.

Pursuant to 47 C.F.R. § 1.1206(b)(2), an original and one copy of this letter are being provided to you for inclusion in the public record in the above-referenced proceeding.

Sincerely,

_____/s/
Thomas Gutierrez

Enclosure

cc. Daniel Harrold, Esquire
Neil Dellar, Esquire
David Horowitz, Esquire
William Adler, Esquire
William Wallace, Esquire

Wednesday, June 02, 2004

GLOBALSTAR, L.P. MEETING WITH FCC PERSONNEL

REGARING CANCELLATION OF 2 GHz AUTHORIZATION

I. Introductory Remarks.

II. Argument.

- A. Globalstar has never sought an extension of milestones for the GSO Satellites serving the United States (Call Sign S2321).
- B. The Bureau decision failed to follow Commission policies accepting non-contingent contracts as meeting the construction contract milestone.
- C. The Bureau's categorization of Globalstar's explanation for a milestone modification as being a "business decision" does not comport with the facts.
- D. The Bureau failed to provide the required Hard Look at the Globalstar Waiver Request. Unique circumstances exist relating to Globalstar's Chapter 11 status. Globalstar's proposed milestone revision would not have delayed implementation.
- E. The Bureau's decision not to grant Globalstar reasonable opportunity to reform its contract contravened established due process and fair notice requirements.
- F. The Bureau's cancellation decision ignored the protections afforded Globalstar by Section 362(a) of the bankruptcy code.
- G. The Bureau's cancellation decision constituted an effective automatic revocation of a license in violation of Section 312 of the Act.

III. Concluding Comments.